

**IN THE MICHIGAN COURT OF APPEALS**

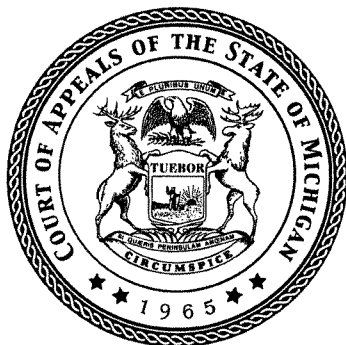
**ORDER**

Re: **Bank of New York Melton v Gary V King**  
Docket No. **296123**  
L.C. No. **2009-009079-AV**

William B. Murphy, Chief Judge, acting under MCR 7.203(F)(1), orders:

The motion to waive fees is GRANTED for this case only.

The claim of appeal is DISMISSED for lack of jurisdiction because the order of the circuit court on appeal from the district court is not appealable as a matter of right. MCR 7.203(A)(1)(a). An appeal from an order of the circuit court on appeal from another court must come by application for leave to appeal under MCR 7.205. MCR 7.203(B)(2).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

FEB 04 2010

Date

*Sandra Schultz Mengel*  
Chief Clerk